IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTIETH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION No. 5092 of 2005

Between:

N.Bandaiah S/o.Shyam Rao
R/o.Kotepally, Batwaram Mandal,

Ranga Reddy District.

..... PETITIONER

AND

1 The Commissioner of Fisher, Government of Andhra Pradesh

Masthya Bhavan, Shanthinagar, Masabtank, Hyderabad.
2 Assistant Director of Fisheries, Ranga Reddy District

at Masthya Bhavan, Shanthinagar, Masabtank, Hyderabad.
3 Deputy Superintendent of Police, Tandur Division,

Ranga Redd District At Tandur.
4 Deputy Superintendent of Police, Ranga Reddy District

Rural Vikarabad, Ranga Reddy District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue writ, order or direction, more particularly one in the nature of writ of mandamus, declaring the action of the respondent No.2 in issuing the prodgs dt.7.3.2005 for postponement of the General Body Meeting dt.10.03.2005 of Fishermen Cooperative Society, Kotepalli, Peddemul Mandal, Ranga Reddy District, as illegal, arbitrary and violative of principles of natural justice and violative of Art.14,19 and 21 of Constitution of India and consequently direct the respondent No.2, to conduct immediately General Body Meeting of Fishermen Cooperative Society, Kotepalli, Peddemul Mandal, Ranga Reddy District under the Supervision of Advocate Commissioner and pass any other order in the interest of justice.

Counsel for the Petitioner: MR.M.LAXMAN

Counsel for the Respondent Nos.1 and 2: GP FOR FISHERIES

Counsel for the Respondent Nos.3 and 4: GP FOR HOME

The Court at the admission stage made the following:

ORDER:

Declaring the action of the 2nd respondent in issuing the proceedings dated 07.03.2005 for postponement of the General Body Meeting dated 10.03.2005 of Fishermen Cooperative Society, Kotepalli, Peddemul Mandal, Ranga Reddy District, as illegal and arbitrary, the present writ petition is filed.

Heard the learned Counsel for the petitioner and the learned Government Pleader for Fisheries.

The learned Counsel for the petitioner contended that the petitioner is interested in conducting of General Body Meeting. On the other hand, the learned Government Pleader for Fisheries contended that the Sub-Divisional Police Officer stated that he could not provide police aid as they were deputed to bundobust duties at examination centers, and in view of non-availability of police personnel, the General Body Meeting, which is going to be held on 10.03.2005 was postponed.

Since the petitioner is only interested for holding of General body Meeting, it is not required to go into further details of the matter, except giving direction to the respondents to conduct General Body Meeting in the month of April, 2005. It is also brought to the notice of this Court that the water level in the project has been decreasing.

In the circumstances, the respondents are directed to take immediate steps to convene General Body Meeting at an early date in the month of April, 2005.

With the above observations, the Writ Petition is disposed of. No order as to costs.

Dated: 30.03.2005

Dsr

Note:

Issue CC in two days

B/o

Dsr

ASSISTANT REGISTRAR

To:

1. The Commissioner of Fisheries,
Government of Andhra Pradesh,
Masthya Bhavan, Shanthinagar,
Masabtank, Hyderabad

2. The Assistant Director of Fisheries,
Ranga Reddy District, at Masthya Bhavan,
Shanthinagar, Masabtank, Hyderabad

3. The Deputy Superintendent of Police,
Tandur Division, Ranga Reddy District
At Tandur

4. The Superintendent of Police,
Ranga Reddy District Rural,
Vikarabad

5. Two CCs to the Government Pleaders for
Fisheries and Home, High Court Buildings,
Hyderabad (OUT)

6. Two CD copies

*Form-NIC-OGS/WP{**MPL**}*